

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
NOV - 1 2010
JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

JEFFREY L. MOORE,
Plaintiff,

Civil Action No.7:10-cv-00411

v.

By: Hon. Jackson L. Kiser
Senior United States District Judge

GENE JOHNSON, et al.,
Defendant(s).

ORDER

In accordance with the memorandum opinion entered this day, it is hereby

ORDERED

that plaintiff's motions for leave to proceed in forma pauperis are **DENIED**; the complaint is **DISMISSED without prejudice**; plaintiff's motion for recusal is **DENIED**; and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile the complaint as a new and separate action at the time he can pay the \$350 filing fee or file the necessary documents to proceed in forma pauperis.

The Clerk is directed to send a copy of this order to plaintiff.

ENTER: This 1st day of ~~October~~ ^{November}, 2010.

[Signature]
Senior United States District Judge